



WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

2005 Assembly Bill 843

**Assembly
Amendment 1**

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One of the bases for punitive damages under Assembly Bill 843 is that the defendant knew that his or her action was practically certain to result in injury to one or more persons.

Assembly Amendment 1 provides that a voluntarily produced intoxicated or drugged condition is not a defense to punitive damages liability if, had the defendant not been in that condition, the defendant would have known that his or her action that resulted in injury to one or more persons, done while in that condition, was practically certain to result in injury to one or more persons.

Legislative History

Assembly Amendment 1 was offered by Representative Gundrum. Assembly Amendment 1 was adopted by the Assembly on a voice vote. Assembly Bill 843, as amended, was passed by the Assembly by a vote of Ayes, 59; Noes, 38; paired, 2.

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